



U.S. Department  
of Transportation  
**Research and  
Special Programs  
Administration**

400 Seventh St., S.W.  
Washington, D.C. 20590

**JAN 3 2003**

DOT-E 12886  
(FIRST REVISION)

EXPIRATION DATE: October 31, 2004
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(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Society of the Plastics Industry, Incorporated, Washington D.C., and those members listed on Appendix A.
2. PURPOSE AND LIMITATION:
  - a. This exemption authorizes the transportation of organic peroxides that also meet the definition of Class 3, Division 4.1, and Class 8 packing group III without subsidiary hazard labels. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
  - b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.301(c) in that the exemption number need not be marked on the package and § 172.402 in that certain subsidiary labels are not required.
5. BASIS: This exemption is based on the application of The Society of the Plastics Industry, Inc., dated September 30, 2002, submitted in accordance with § 107.105 and the public proceeding thereon.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identification Number	Packing Group
Organic peroxides as listed in the table in § 173.225	5.2	As applicable	II

7. SAFETY CONTROL MEASURES: Packagings as prescribed by the HMR for the material in paragraph 6.

8. SPECIAL PROVISIONS:

a. The Class 3, Division 4.1, and Class 8 PG III subsidiary hazard labels required for organic peroxides under § 172.402(a) are waived unless that subsidiary hazard label is required under § 173.225(b) (Organic peroxide table).

b. The marking requirements of § 172.301(c) are waived. However, the exemption number "DOT-E 12886" must be included on each shipping paper as required by § 172.203(a).

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight, cargo vessel, cargo-only aircraft and passenger-carrying aircraft.

10. MODAL REQUIREMENTS: None, other than as required by the HMR.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.

- o Registration required by § 107.601 et seq., when applicable.

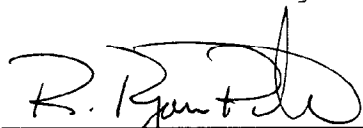
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Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:



JAN 3 2003

*For* Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety

(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590. Attention: DHM-31.

Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: AM

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Continuation of DOT-E 12886 (1st Rev.) APPENDIX A

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Akzo Noble Polymer Chemicals, LLC  
1 Livingstone Avenue  
Dobbs Ferry, NY 10522

Aztec Peroxides, Inc.  
555 Garden Street  
Elyria, OH 44035

ATOFINA Chemicals, Inc.  
2000 Market Street  
Philadelphia, PA 19103

Crompton Corporation  
Benson Road  
Middlebury, CT 06749

GEO Specialty Chemicals  
50 North Market Street  
Gibbstown, NJ 08027

Lyondell Chemical Co.  
PO Box 3646  
Houston, TX 77253

Norse, Inc.  
405 South Motor Avenue  
Azusa, CA 91702

PPG Industries, Inc.  
One PPG Place  
Pittsburgh, PA 15272

Sunoco Chemicals  
550 Technology Drive  
Pittsburgh, PA 15219